

IMW RCE \$

<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Address to: <b>Mail Stop RCE</b> Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number: 09/977,401	Confirmation Number: 3026
	Filing Date: October 16, 2001	
	First Named Inventor: Jose L. FRANCESE	
	Group Art Unit: 3736	
	Examiner: Max F. Hindenburg	
	Attorney Docket Number: 6530.0145-01	
Attorney Customer Number: 22,852		



This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. § 1.114: Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.**

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief of Reply Brief previously filed on [Date] \_\_\_\_\_.

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed:

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement

iv. ☐ Other \_\_\_\_\_

2. Miscellaneous

a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of [number] months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)

b. ☐ Other \_\_\_\_\_

3. Fees

a. ☒ The filing fee is calculated as follows:

i. ☒ \$790.00 RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☒ Petition for Extension of Time - Two Months - \$430.00 fee

iii. ☐ Other \_\_\_\_\_

b. ☒ Check in the amount of \$1220.00 enclosed.

c. ☒ The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.

Signature of Applicant, Attorney, or Agent Required	
Name: Michael W. Kim	Reg. No.: 51,880
Signature:	Date: November 2, 2004

Certificate of Mailing or Transmission	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA. 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: [Date]	
Name: [Text]	
Signature:	Date:

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PATENT  
Customer No. 22,852  
Attorney Docket No. 6530.0145-01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
Jose L. FRANCESE et al. ) Group Art Unit: 3736  
)  
Application No.: 09/977,401 ) Examiner: Max F. Hindenburg  
)  
Filed: October 16, 2001 )  
) Confirmation No. 3026  
For: SUCTION ADAPTER FOR )  
MEDICAL INSTRUMENT )

**Mail Stop RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT**

In reply to the final Office Action mailed May 5, 2004 and Advisory Action mailed September 8, 2004, the period for response extending to November 5, 2004 by a Petition for Extension of Time - Two Months and fee payment filed herewith, and in conjunction with the Request for Continued Examination filed concurrently herewith, please amend the application as follows. As explained in the Petition for Extension of Time - Two Months filed with this Amendment a fee for two month extension applies to this filing.

**Amendments to the Claims** are reflected in the listing of claims in this paper.

**Remarks/Arguments** follow the amendment sections of this paper.